

<b>Campaign</b>	
<b>David Bauer</b> <b>State Assembly</b> <b>Dated: May 6, 2003</b> <b>File Number I-02-353</b>	<p>Various situations that arise involving the transfers of a candidate's campaign funds from pre-Proposition 34 committees to future committees of the same candidate are discussed in this letter. Also discussed is how newly adopted regulation 18530.2 operates under these various scenarios.</p>
<b>Stephen Ross</b> <b>City of San Diego</b> <b>Dated: May 15, 2003</b> <b>File Number A-03-040</b>	<p>A city is advised that a potential ordinance establishing a separate bank account for legal defense funds would impermissibly conflict with the one bank account rule of Government Code section 85201.</p>
<b>James R. Sutton</b> <b>AT&amp;T Corporation</b> <b>Comcast Corporation</b> <b>Dated: May 15, 2003</b> <b>File Number A-03-056</b>	<p>Past contributions aggregated among two or more corporations under § 85311 are not aggregated with the contributions of an independent corporation which later purchases one of the corporations that had made the contributions. Contributions are aggregated under § 85311 at the time the contributions are made, and subsequent events do not cause "re-aggregation" of past contributions.</p>
<b>Jennifer Tierney</b> <b>Friends of Mayor Dick</b> <b>Murphy</b> <b>Dated: May 1, 2003</b> <b>File Number A-03-077</b>	<p>The Act does not prohibit a candidate's committee from contracting with a firm which employs the candidate's adult child, even if he or she is assigned duties related to the candidate's campaign, as long as the payments are for services that have a political, legislative or governmental purpose.</p>
<b>Charles J. Taylor</b> <b>State Board of</b> <b>Equalization</b> <b>Dated: May 13, 2003</b> <b>File Number A-03-085</b>	<p>Payments made or solicited by a nonprofit 501(c)(3) organization at the behest of a Board of Equalization member to cover the costs of holding financial literacy training seminars, cosponsored by the nonprofit organization and the elected official, will not constitute campaign contributions or gifts to him. The payments described fall within the exception to the definition of "contribution" in section 82015(b)(2)(B) that apply to certain payments made in connection with cosponsored events.</p>
<b>Diane Guyon</b> <b>El Dorado County</b> <b>Elections Department</b> <b>Dated: May 2, 2003</b> <b>File Number I-03-093</b>	<p>Authorization to combine the July semi-annual and the second pre-election statement for El Dorado County in connection with a July 29, 2003, election is provided.</p>

<b>Conflict of Interest</b>	
<b>Daniel S. Hentschke</b> <b>City of Carlsbad</b> <b>Dated: May 1, 2003</b> <b>File Number I-03-031</b>	<p>A potential conflict of interest exists where there is a “nexus” between an official’s private obligations to a source of income and his public obligations as a member of a water board making decisions on a desalination project.</p>
<b>Michele Beal Bagneris</b> <b>City of Pasadena</b> <b>Dated: May 1, 2003</b> <b>File Number I-03-049</b>	<p>General assistance is provided to the city on determining foreseeability of the material financial effects of decisions relating to a Rose Bowl operating company’s efforts to attract an NFL franchise to the Rose Bowl in Pasadena.</p>
<b>John J. Sansone</b> <b>County of San Diego</b> <b>Dated: May 5, 2003</b> <b>File Number I-03-058</b>	<p>The “public generally” exception may apply to a county supervisor’s own property which is presumed to experience a material financial effect, if the decision will affect the public official’s economic interests in substantially the same manner as it will affect a significant segment of all property/homeowners.</p>
<b>Adam U. Lindgren</b> <b>City of Half Moon Bay</b> <b>Dated: May 22, 2003</b> <b>File Number A-03-065</b>	<p>A council member will still have an economic interest in her spouse’s real property, even though she may have quitclaimed her own interest in the property pursuant to a pending divorce.</p>
<b>Karin D. Troedsson</b> <b>Town of Yountville</b> <b>Dated: May 6, 2003</b> <b>File Number A-03-072</b>	<p>A city council member who lives in a mobile home park has an interest in real property in the leased space (unless the space is leased on a month to month basis) and an interest in the mobile home itself as an asset. Based on the lease provided, the council member only has a license in common areas in the mobile home park, which did not rise to the level of real property interest. Thus, for the purpose of the 500-foot test of regulation 18704.2, the official should measure from the boundaries of the leased space his mobile home occupies.</p>
<b>Barbra Williamson</b> <b>City of Simi Valley</b> <b>Dated: May 12, 2003</b> <b>File Number A-03-078</b>	<p>The public official was advised that because her condominium is located within 500 feet of the proposed site for a mall, she may not participate in decisions regarding the mall if the decisions will have a material financial effect on her real property interest. Attending the ICSC convention to encourage retail stores to sign on as mall tenants does not constitute governmental decision-making.</p>
<b>Guy D. Petzold</b> <b>City of Stockton</b> <b>Dated: May 28, 2003</b> <b>File Number A-03-094</b>	<p>A requestor sought advice as to whether section 84308 barred receipt of a campaign contribution. The requestor was advised that the campaign contribution could be received, but would subject the recipient to future disclosure and disqualification obligations should the contributor appear before her agency.</p>

<b>Michael Harrison</b> <b>Calabasas City Council</b> <b>Dated: May 15, 2003</b> <b>File Number A-03-096</b>	<p>A member of the city council does not have a conflict of interest in decisions regarding a law firm from which he rents his office space on a month-to-month basis and to which he pays full fair market value rent because he has no economic interest in the decision. A member of the city council is not prohibited from participating in decisions that might affect the source of a campaign contribution.</p>
<b>Gift Limits</b>	
<b>Bruce Leavitt</b> <b>City of Santa Rosa</b> <b>Dated: May 15, 2003</b> <b>File Number A-03-080</b>	<p>City council members are advised that free admission to an educational summit is “informational material” under the Act and not a gift. Any transportation, meals or other benefits received would not be “informational material” and would be gifts subject to the Act.</p>
<b>Honoraria</b>	
<b>Doreen Liberto-Blanck</b> <b>County of San Luisa</b> <b>Obispo</b> <b>Dated: May 15, 2003</b> <b>File Number A-03-060</b>	<p>Because books are expressly excluded from the definition of “article” under regulation 18931.2, a public official was not precluded by the ban on accepting honoraria for any books that she might write, either alone or with a co-author.</p>
<b>Revolving Door</b>	
<b>Kerry Mazzoni</b> <b>Secretary of Education</b> <b>Dated: May 19, 2003</b> <b>File Number A-03-066</b>	<p>The Secretary of Education is provided with general information concerning the applicability of the one-year ban under the Act’s post-employment restrictions. The general advice determines that the one-year ban is applicable to her and applies to the entire executive branch of the government but not to other constitutional officers.</p>